

LOUISIANA BOARD OF ETHICS
MINUTES
July 20, 2018

The Board of Ethics met on July 20, 2018 at 9:00 a.m. in the LaBelle Room on the 1st floor of the LaSalle Building located at 617 North Third Street, Baton Rouge, Louisiana with Board Members Brandon, Bruneau, Couvillon, Dittmer, Lavastida, Leggio, McAnelly, Meinert, Mouton-Allen, Roberts and Smith present. Also present were the Ethics Administrator, Kathleen Allen; the Executive Secretary, Deborah Grier; and Counsel Tracy Barker, David Bordelon, Jennifer Land, Suzanne Mooney, Brett Robinson, and Greg Thibodeaux.

Mr. Joseph A. "Joe" Pitre, a candidate for Mayor, Town of Washington, St. Landry Parish in the November 4, 2014 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with an untimely request in Docket No. 17-677 for a waiver of the \$1,000, \$1,000, \$1,000, \$400 and \$400 late fees assessed against him for filing the 30-P, 10-P, 10-G, 2014 Supplemental and 2015 Supplemental campaign finance disclosure reports 869, 848, 895, 380 and 15 days late, respectively. On motion made, seconded and unanimously passed, the Board agreed to reconsider the untimely waiver request. After hearing from Mr. Pitre, on motion made, seconded and unanimously passed, the Board declined to waive the \$1,000, \$1,000, \$1,000, \$400 and \$400 late fees.

Ms. Antonia Caine, a candidate for Baker City Council, District 4, East Baton Rouge Parish in the March 5, 2016 election, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 18-630 for a waiver of the \$1,000 late fee assessed against her for filing the 10-G campaign finance disclosure report 322 days late. After hearing from Ms. Caine, on motion made, seconded and unanimously

passed, the Board declined to waive the \$1,000 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Mr. Sterling Henry, campaign manager for Troy Henry, appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 18-635 for a waiver of the \$2,500 late fee assessed against Troy Henry, a candidate for Mayor, City of New Orleans in the October 14, 2017 election, for filing the 2017 Supplemental campaign finance disclosure report 76 days late. After hearing from Mr. Henry, on motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee but suspended \$2,200 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing. In addition, the Board reassessed the suspended \$2,500 late fee which had previously been assessed for the failure to timely file the 90-P campaign finance disclosure report.

The Board temporarily deferred consideration of Docket No. 18-416 since Aylin Acikalin Maklansky was not present when called for an appearance.

Mr. Ashton Jackson, accountant for the Independent Democratic Electors Association (IDEA), appeared before the Board, in its capacity as the Supervisory Committee on Campaign Finance Disclosure, in connection with a request in Docket No. 18-358 for a waiver of the three \$3,000 (\$9,000 total) late fees assessed against IDEA, a political action committee; its committee's chairperson, Brian P. Egana; and, treasurer, Jason Hughes, for filing the EDE-P, 10-G and EDE-G campaign finance disclosure reports 85, 65 and 119 days late, respectively, in connection with the October 14, 2017 election. After hearing from Mr. Jackson, on motion made, seconded and

unanimously passed, the Board declined to waive the three (3) \$3,000 late fees but suspended \$2,000 of each late fee (totaling \$3,000) conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

Mr. Keith Credo, attorney for the Jefferson Parish Fire Civil Service Board, appeared before the Board in connection with a request for an advisory opinion in Docket No. 18-401 regarding the application of the Code of Governmental Ethics to the members of the Jefferson Parish Fire Civil Service Board (board). After hearing from Mr. Credo, on motion made, seconded and unanimously passed, the Board concluded the following with respect to Craig Burkett, who was elected to the board by the members of the East Bank Consolidated Special Services Fire District and also holds the position of Vice-President of the Jefferson Parish Fire Fighters Association,

(1) Does the Code of Governmental Ethics apply to Mr. Burkett as a member of the board?

The Board concluded that the members of the board are public servants subject to the Code of Governmental Ethics (Code). As the members of the board perform a “governmental function”, they are subject to the Code of Governmental Ethics. Section 1102(18) of the Code provides that anyone, whether compensated or not, who performs a governmental function is a public employee.

(2) Must Mr. Burkett recuse himself from participation in an investigation initiated by his sister?

Section 1112B(1) of the Code provides that no public servant shall participate in a transaction involving the governmental entity in which, to his actual knowledge, any member of his immediate family has a substantial economic interest. Section 1102(21) defines “substantial economic interest”

as an economic interest which is of greater benefit to the public servant or other person than to a general class or group of persons. The Board concluded that Mr. Burkett is not prohibited from participating in an investigation initiated by his sister provided she does not have a personal substantial economic interest in the outcome of the investigation. However, Mr. Burkett would be prohibited from participating in a matter where his sister has a personal substantial economic interest and there is no general class of persons.

(3) May Mr. Burkett recuse himself from voting on an investigation or appeal but still participate in the investigation?

The Board concluded that the Code of Governmental Ethics prohibits Mr. Burkett from participating in any matters, including but not limited to voting and an investigation, which would violate Section 1112(A) or (B) of the Code. Section 1112(A) provides that no public servant shall participate in a transaction in which he has a personal substantial economic interest of which he may be reasonably expected to know involving the governmental entity. Section 1112(B) of the Code provides that no public servant, except as provided in R.S. 42:1120, shall participate in a transaction involving the governmental entity in which, to his actual knowledge, any of the following persons has a substantial economic interest: (1) any member of his immediate family; (2) any person in which he has a substantial economic interest of which he may reasonably be expected to know; (3) any person of which he is an officer, director, trustee, partner, or employee; (4) any person with whom he is negotiating or has an arrangement concerning prospective employment; and (5) any person who is a party to an existing contract with such public servant, or with any legal entity in which the public servant exercises control or owns an interest in excess of twenty-five percent, or who owes any thing

of economic value to such public servant, or to any legal entity in which the public servant exercises control or owns an interest in excess of twenty-five percent, and who by reason thereof is in a position to affect directly the economic interests of such public servant.

Section 1102(21) defines “substantial economic interest” as an economic interest which is of greater benefit to the public servant or other person than to a general class or group of persons.

“Participate” as defined in Section 1102(15) means to take part in or to have or share responsibility for action of a governmental entity or a proceeding, personally, as a public servant of the governmental entity, through approval, disapproval, decision, recommendation, the rendering of advice, investigation, or the failure to act or perform a duty.

(4) Must Mr. Burkett recuse himself from an investigation that he requested prior to his election to the board?

The Board concluded that generally, the Code of Governmental Ethics prohibits Mr. Burkett from participating in any matters which would violate Section 1112(A) or (B) of the Code of Governmental Ethics as discussed above. The Board further concluded that Mr. Burkett is not prohibited from participating in the investigation that he requested involving a determination as to whether non-fire suppression jobs belong in the classified fire service or in the parish civil service. Mr. Burkett is not prohibited from participating in matters which may affect classifications related to non-fire suppression jobs, as he would not have a substantial economic interest in the matter.

(5) Must Mr. Burkett recuse himself from matters brought by the Union, or in which the Union represents an appellant, because he is an officer of the Union?

The Board concluded that Mr. Burkett is not required by the Code of Governmental Ethics to recuse himself from matters brought by the Union to the board provided the Union does not have a substantial economic interest in the matter. The Union would not have a substantial economic interest in an appellant's case filed with the board.

Section 1112(B)(3) of the Code provides that no public servant, except as provided in R.S. 42:1120, shall participate in a transaction involving the governmental entity in which, to his actual knowledge, any person of which he is an officer, director, trustee, partner, or employee has a substantial economic interest.

The Board further concluded that the Code of Governmental Ethics prohibits the Union from representing its members before the board while Mr. Burkett serves as Vice-President of the Union and as a member of the board. La. R.S. 42:1111E prohibits a public servant or a legal entity of which such public servant is an officer, director, trustee, partner, or employee from receiving any thing of economic value for assisting a person in a transaction with the agency of the public servant. La. R.S. 42:1102(16) defines "person" to mean an individual or legal entity other than a governmental entity, or an agency thereof. The Union is a private entity and therefore would be considered a "person" as defined in the Code. Because the Union receives payment of dues, in part, for its representation of its members before the board, the Union is prohibited from representing its members before the board while Mr. Burkett serves as its Vice-President.

On motion made, seconded and unanimously passed, the Board agreed to take action on items G5-G23 en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on items G5-G23, excluding Items G5, G6, G10, G11, G16, G18, G20, G21 and G23, taking the following action:

Adopted an advisory opinion in Docket No. 18-514 concluding that Section 1113B of the Code of Governmental Ethics would prohibit the Tensas Parish Council on Aging, Inc. (TPCA) from purchasing the building currently held by the Estate of Arittia Wynn that will be placed in the possession of her daughter, Ginger Grissom, once the succession is concluded, since Ms. Grissom serves as a member of the TPCA Board.

Adopted an advisory opinion in Docket No. 18-545 concluding that Section 1119A of the Code of Governmental Ethics would prohibit the employment of the brother of Rod Sias, Chief Administrative Officer for the City of Opelousas, by the City of Opelousas Department of Public Works, since Rod Sias is an agency head for the City of Opelousas.

Adopted an advisory opinion in Docket No. 18-569 concluding that no violation of the Code of Governmental Ethics is presented by either Dr. Stephen Enwefa or Dr. Regina Enwefa serving as the Chairperson of the Department of Speech Language Pathology with Southern University in Baton Rouge while the other is employed in the Department, since both of them have been employed in the agency for more than one year prior to either of them becoming the agency head. The Board further advised that 1112B(1) of the Code of Governmental Ethics would prohibit Drs. Stephen and Regina Enwefa from participating in transactions in which their spouse has a substantial economic interest. In the event either of them become the agency head of the Department of Speech Language Pathology, a disqualification plan should be submitted to the Board pursuant to Section 1112C of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 18-631 concluding that (1) Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Sauter and Sauter Ltd. d/b/a Distinctive Design Construction, LLC and Gerald Sauter from bidding on or entering into contracts, subcontracts, or other transactions to provide services to St. Tammany Fire Protection District No. 1 while Mr. Sauter's son, Brandon Sauter, is employed by the Fire District; and, (2) Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Alex's Body Shop and Alejandro Gonzales from bidding on or entering into contracts, subcontracts, or other transactions to provide services to St. Tammany Fire Protection District No. 1 while Mr. Gonzales' son, Ryan Gonzales, is employed by the Fire District.

Adopted an advisory opinion in Docket No. 18-632 concluding that Section 1121A(1) of the Code of Governmental Ethics would prohibit Robert Barbor, former general counsel for the Housing Authority of New Orleans, for two years following his retirement from the Housing Authority of New Orleans, from assisting another person, for compensation, in a transaction, or in an appearance in connection with a transaction, involving the legal division of the Housing Authority of New Orleans or render any service on a contractual basis to or for the legal division of the Housing Authority of New Orleans, since Mr. Barbor exercised supervision over the legal division within the Housing Authority of New Orleans and served as the agency head of the legal division. In addition, Section 1121B(1) of the Code of Governmental Ethics would prohibit Mr. Barbor, for two years following his retirement from the Housing Authority of New Orleans, from assisting another person, for compensation, in a transaction, or in an appearance in connection with a transaction in which he participated at any time during his employment with the Housing Authority of New Orleans and involving the Housing Authority of New Orleans.

Adopted an advisory opinion in Docket No. 18-639 concluding that no violation of the Code of Governmental Ethics is presented by Quint J. Liner, Fire Chief for Terrebonne Parish Fire District #10 (District), opening a restaurant with Robert Champagne, Jr., the Chairman of the Board of Directors for the District. The Board further advised that Section 1113 of the Code of Governmental Ethics would prohibit the restaurant from transacting business with the District while Mr. Liner is employed by the District and Mr. Champagne is on the Board of Directors for the District. Further, Section 1112B(5) of the Code of Governmental Ethics would prohibit Mr. Champagne from participating in matters involving Mr. Liner's employment as Fire Chief for the District.

Adopted an advisory opinion in Docket No. 18-640 concluding that Section 1113A(1)(a) of the Code of Governmental Ethics would prohibit Fire Apparatus Specialist, Inc. and George Dyer, Jr. from entering into a contract, subcontract, or other transaction with the Kenner Fire Department while Mr. Dyer's son, Jason Dyer, is employed by the Kenner Fire Department, since the maintenance and repair work would be under the supervision and jurisdiction of Jason Dyer's agency, the Kenner Fire Department.

Adopted an advisory opinion in Docket No. 18-664 concluding that no violation of the Code of Governmental Ethics is presented by Patsy Johnson, the former Training Director employed by the Department of Children and Family Services (DCFS), seeking employment with Southern University, Grambling State University, Northwestern State University, University of Louisiana at Monroe, Southeastern Louisiana University or Louisiana State University, since Ms. Johnson retired on July 27, 2016 and any assistance she would provide after July 27, 2018 would fall outside the prohibition set out in Section 1121 of the Code of Governmental Ethics.

Adopted an advisory opinion in Docket No. 18-671 concluding that no violation of the Code

of Governmental Ethics is presented by Joe Harris, a former employee of the Governor's Office of Homeland Security and Emergency Preparedness (GOHSEP), seeking employment with Deloitte, GRC and APTIM, since Mr. Harris will not be providing the same services under contract to Deloitte, GRC or APTIM, and he will not be assisting another person for compensation in transactions in which he participated while employed with GOHSEP.

Approved the disqualification plan submitted in Docket No. 18-677 regarding the employment of Willie Pickney as a Maintenance Repairer by the Opelousas Housing Authority while his father-in-law, Joseph Tyler, serves as Maintenance Supervisor for the Opelousas Housing Authority.

Adopted an advisory opinion in Docket No. 18-275 concluding that no violation of the Code of Governmental Ethics is presented by Susannah Walter Poljak, a member of the Caddo Parish School Board, being employed as the executive director for a local political action committee (PAC) concerned with the affairs of the Shreveport City Council, since as the executive director for the PAC, Ms. Poljak would assist in affairs affecting the Shreveport City Council and would not be assisting in transactions affecting the Caddo Parish School Board. The Board further advised that no violation of the Code of Governmental Ethics is presented by Ms. Poljak serving on the South Highlands Elementary Magnet Foundation board (Foundation) provided she receives no compensation for serving on the board of the Foundation, since the Foundation is a non-profit educational organization.

Deferred consideration of a request for an advisory opinion in Docket No. 18-624 from Timothy Moyer, employed with East Baton Rouge Parish Emergency Medical Services as a field paramedic, who would like to work part-time at either Acadian Ambulance Services, Inc. or Baton

Rouge General Hospital Ambulance Services.

Adopted an advisory opinion in Docket No. 18-625 concluding that no violation of the Code of Governmental Ethics is presented by Josh McNemar, an unclassified employee of the Office of the Lieutenant Governor, working on Lieutenant Governor Billy Nungesser's personal social media accounts, which will become campaign accounts when the times comes, and related matters after-hours for compensation, since Mr. McNemar would be performing the services outside of his normal working hours and it is not something he is being coerced into performing.

Adopted an advisory opinion in Docket No. 18-641 concluding that no violation of the Code of Governmental Ethics is presented by the Head Coach and Assistant Coaches of the Rayville High School Boys Basketball team receiving compensation through their annual contracts with the Richland Parish School Board, which includes money donated by the Hornet Basketball Boosters, since the compensation is coming from their governmental entity and not any prohibited source as per Section 1115 of the Code of Governmental Ethics. The Board further advised that the compensation is being provided by and through the Richland Parish School Board, who employs and compensates the coaches for performing their duties. However, the donation by the Boosters to the Richland Parish School Board could not restrict or place conditions on the donated money but could include or express the hope that the School Board use the funds for their intended purposes.

Adopted an advisory opinion in Docket No. 18-670 concluding that no violation of the Code of Governmental Ethics is presented by the Terrebonne Parish Sheriff's Office entering into a contract with Anthony J. Alford Insurance Company while Priscilla Larpenter, wife of Terrebonne Parish Sheriff Jerry Larpenter, is employed with the Insurance Company, since based on the information provided, it appears that Mrs. Larpenter's employment with Anthony J. Alford Insurance

Company meets the four factors set forth in the limited exception contained in Docket No. 82-02D. The Board further concluded that Section 1111C(2)(d) of the Code of Governmental Ethics would not prohibit Mrs. Larpenfer from maintaining her employment with Anthony J. Alford Insurance Company under the stated circumstances. The Board instructed the staff to inform Sheriff Larpenfer that his wife would be required to file an annual disclosure statement in compliance with Section 1114 of the Code of Governmental Ethics if Anthony J. Alford Insurance Company is awarded the contract.

Adopted an advisory opinion in Docket No. 18-672 concluding that no violation of the Code of Governmental Ethics is presented by Reginald Stewman, owner of Reentry Corporation of America (RCA), entering into contracts with the Southside Economic Development District (SEDD), since Mr. Stewman is not employed by or a board member of SEDD.

Adopted an advisory opinion in Docket No. 18-673 concluding that no violation of the Code of Governmental Ethics is presented by Cliff Dore, Training Director for the St. Martin Parish Sheriff's Office, teaching a concealed carry permit class to private citizens, since private concealed carry classes are not a part of the St. Martin Parish Sheriff's Office programs. The Board further concluded that Section 1113A of the Code of Governmental Ethics would prohibit Mr. Dore from utilizing the public range at the St. Martin Parish Sheriff's Office for the classes, since the use of the St. Martin Parish Sheriff's Office range would require the St. Martin Parish Sheriff's approval.

Adopted an advisory opinion in Docket No. 18-741 concluding that no violation of the Code of Governmental Ethics is presented by Candace Watkins accepting employment with the Road Home Corporation d/b/a Louisiana Land Trust (LLT) after the termination of her employment with the Office of Community Development - Disaster Recovery Unit, since the Board has previously

stated that the Road Home Corp. d/b/a LLT is not a "person" for the purposes of the Code of Governmental Ethics and Ms. Watkins would not be subject to the post-employment restrictions of Section 1121 of the Code of Governmental Ethics if she were hired by LLT. Board Member Bruneau recused himself.

The Board recessed at 11:00 a.m. and resumed back into general business session at 11:18 a.m.

The Board considered the following general business agenda items:

On motion made, seconded and unanimously passed, the Board approved the minutes of the June 15, 2018 meeting.

The Board considered a proposed consent opinion in Docket No. 15-032 regarding a nepotism violation by Warden John Lewis, Sr., Bayou Dorcheat Correctional Center (BDCC), and his son, John Lewis, Jr. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which John Lewis, Sr. and John Lewis, Jr. agree that a violation of Section 1119A of the Code of Governmental Ethics occurred by virtue of the employment of John Lewis, Jr. by the Bayou Dorcheat Correctional Center (BDCC) while John Lewis, Sr. served as the Warden of the BDCC and in which John Lewis, Sr. and John Lewis, Jr. agree to pay a joint fine of \$500 and that in the event of a failure to pay, the Board may file suit to compel immediate payment of any balance due. The Board further dismissed the charges against John Lewis, Sr. and John Lewis, Jr.

The Board considered proposed consent opinions in Docket No. 16-484 regarding Wiley Robinson, Mayor of the Town of Plain Dealing, Bossier Parish; his sons' company, Custom Herbicides, Inc.; and, Aaron Bufkin related to the purchase of a fire truck owned by the Town of

Plain Dealing. On motion made, seconded and unanimously passed, the Board adopted for publication the consent opinion in which (1) Aaron Bufkin agrees that a violation of Section 1117.1 of the Code of Governmental Ethics occurred by allowing for the purchase of a 1979 Sutphen fire truck in his name from the Town of Plain Dealing and then physically transferring it to Custom Herbicides, Inc., a company owned by the sons of the Mayor of the Town of Plain Dealing, in order to circumvent Section 1113A(1)(a) of the Code of Governmental Ethics; (2) Custom Herbicides, Inc. agrees that a violation of Sections 1113A(1)(a) and 1117 occurred by purchasing a 1979 Sutphen fire truck from the Town of Plain Dealing in the name of Aaron Bufkin while Wiley Robinson served as the Mayor of the Town of Plain Dealing; and, (3) Wiley Robinson agrees that violations of Section 1112B(1) occurred by participating in the transfer of a 1979 Sutphen fire truck from the Town of Plain Dealing to his son, James Chad Robinson, on behalf of Custom Herbicides, Inc., in the name of Aaron Bufkin, while he served as Mayor of the Town of Plain Dealing and by using a backhoe owned by the Town of Plain Dealing to move stone veneer to benefit personal property owned by his son, James Chad Robinson, while he served as Mayor of the Town of Plain Dealing and in which Wiley Robinson agrees to pay a fine of \$2,000 and that in the event of a failure to pay, the Board may file suit against either to compel immediate payment in full of any balance due.

Board Member Brandon was excused from the meeting at 11:46 a.m.

The Board considered a request for an advisory opinion in Docket No. 18-638 from the Louisiana Rice Research Board (LRRB) and Louisiana Rice Promotion Board (LRPB) regarding whether board members, who are suing each board, may discuss legal matters in the executive session of each board. On motion made, seconded and unanimously passed, the Board concluded, based on the specific facts as presented, Section 1112A of the Code of Governmental Ethics would

prohibit a board member from either the LRRB or the LRPB, who is a plaintiff in litigation against either board, from attending an executive session of the board wherein litigation matters are discussed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for an advisory opinion in Docket No. 18-674 regarding Representative Terry R. Brown using his campaign funds to pay for gifts for graduating seniors who are constituents within his district. On motion made, seconded and unanimously passed, the Board concluded that no violation of the Campaign Finance Disclosure Act is presented by Representative Brown using campaign funds to pay for high school graduation gifts for constituents within his district, since the expenditure appears to be related to the holding of a public office.

The Board considered a request for an advisory opinion in Docket No. 18-708 regarding whether Kevin LaGrange, as the Pharmacist in Charge of a newly-issued Marijuana Pharmacy Permit, may serve as a board member on the Louisiana Board of Pharmacy and whether there would be any matters requiring his recusal if he is appointed to such position. On motion made, seconded and unanimously passed, the Board concluded that Code of Governmental Ethics would not prohibit Kevin LaGrange from being appointed to serve on the Louisiana Board of Pharmacy while he is employed as the Pharmacist in Charge for a pharmacy issued a Marijuana Pharmacy Permit. The Board further concluded that Section 1112B(3) of the Code of Governmental Ethics would prohibit Kevin LaGrange from participating in any transaction in which the pharmacy that employs him has a substantial economic interest. In the event that he is appointed to the Louisiana Board of Pharmacy and such a transaction appears before his body, he would be required to recuse himself from participating in such transaction either through vote or discussion pursuant to Section 1120.4 of the

Code of Governmental Ethics.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against candidates and committees included in the Campaign Finance Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Campaign Finance Waiver Chart, excluding Docket Nos. 18-277 and 18-359, taking the following action:

The Board unanimously declined to waive the late fees assessed against the following:

Docket No. 17-1096 from Joel Jackson of a \$60 late fee;
Docket No. 17-1330 from Edward Collins, Sr. of two (2) \$2,500 late fees;
Docket No. 18-416 from Aylin Acikalin Maklansky of a \$480 and a \$60 late fee;
Docket No. 18-477 from Denis Jordan of two (2) \$280 late fees;
Docket No. 18-629 from Thomas Jones, Jr. of a \$500 and a \$360 late fee;
Docket No. 18-633 from Dale N. Atkins of a \$700 late fee; and,
Docket No. 18-683 from Women on the Move of a \$1,200 late fee.

The Board unanimously waived the late fees assessed against the following:

Docket No. 18-627 from Vondra Dee Etienne of a \$160 late fee;
Docket No. 18-629 from Thomas Jones, Jr. of a \$40 late fee; and,
Docket No. 18-680 from John Fortunato of a \$200 late fee.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-416 for a waiver of the \$780 and \$600 late fees assessed against Aylin Acikalin Maklansky, a candidate for Council Member, District A, Orleans Parish, in the October 14, 2017 election, for filing two (2) Special campaign finance disclosure reports 13 and 16 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$780 late fee but suspended \$580 and declined to waive the \$600 late fee but suspended \$400

conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-634 for a waiver of the \$3,000, \$3,000 and \$1,600 late fees assessed against the LA Credit Union Legislative Action Council, a political action committee; its committee's chairperson, Sidney Parfait; and treasurer, Anne Cochran for filing the 90-P, 30-P and 10-P campaign finance disclosure reports 29, 28 and 8 days late, respectively, in connection with the March 24, 2018 election. On motion made, seconded and unanimously passed, the Board declined to waive the \$3,000 late fee with respect to the 90-P campaign finance disclosure report but suspended \$2,500 conditioned upon future compliance with the Campaign Finance Disclosure Act and rescinded the remaining \$3,000 and \$1,600 late fees.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-636 for a waiver of the \$400 late fee assessed against Lee "Rick" Meyer, Jr., a candidate for Assumption Parish School Board, Ward 2 in the March 24, 2018 election, for filing the 10-G campaign finance disclosure report 21 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$400 late fee but suspended \$300 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-637 for a waiver of the \$500 late fee assessed against David Guitreau, a candidate for Ascension Parish Council, Div A., for a future election, for filing the 2017 Annual campaign finance disclosure report 41 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-675 for a waiver of the \$500 late fee assessed against Joey Roberts, a candidate for Covington City Council, District C, in the March 24, 2018 election, for filing the Special (48 Hour) campaign finance disclosure report 19 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended \$400 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-679 for a waiver of the \$480 and \$240 late fees assessed against Glenn Hayes, Sr., a candidate for Kenner City Council, District 3, in the March 24, 2018 election, for filing the Special (48 Hour) campaign finance disclosure reports 12 and 6 days late, respectively. On motion made, seconded and unanimously passed, the Board declined to waive the \$480 late fee but suspended \$380 and declined to waive the \$240 late fee but suspended \$140 conditioned upon future compliance with the Campaign Finance Disclosure Act.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request in Docket No. 18-277 for a waiver of the \$1,500 late fee assessed against Jay B. McCallum, a candidate for Judge, Court of Appeal, 2nd Circuit, 2nd District, Division A in the March 24, 2018 election; and, his committee's chairperson and treasurer, Betty Wilkes, for filing the 90-P campaign finance disclosure report 15 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act.

Board Member Meinert was excused from the meeting at 12:15 p.m.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board

considered a request in Docket No. 18-359 for a waiver of the \$2,500 late fee assessed against Russell Armstrong, a candidate for BESE, District 8 in the October 22, 2011 election, for failure to file the 2015 Supplemental campaign finance disclosure report. On motion made, seconded and unanimously passed, the Board declined to waive the \$2,500 late fee.

The Board unanimously agreed to take action on the requests for “good cause” waivers of late fees assessed against individuals contained in the Personal Financial Disclosure Waiver Chart en globo subject to any items being removed from the en globo listing for further discussion.

On motion made, seconded and unanimously passed, the Board adopted the staff recommendations on the items in the Personal Financial Disclosure waiver chart taking the following action:

The Board considered a request in Docket No. 18-161 for a waiver of the two (2) \$1,500 late fee assessed against Daniel Schaus, a member of the St. Tammany Parish Tourist and Convention Commission, for filing his amended 2014 Tier 2.1 personal financial disclosure statement 367 days late and his 2015 Tier 2.1 personal financial disclosure statement 216 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee with respect to the amended 2014 Tier 2.1 personal financial disclosure statement but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and declined to waive the \$1,500 late fee with respect to the 2015 Tier 2.1 personal financial disclosure statement.

The Board considered a request in Docket No. 18-397 for a waiver of the \$1,500 late fee assessed against Connie Alice Dove, a former member of the Richland Parish School Board, District 4, for filing her 2016 Tier 3 Annual personal financial disclosure statement 37 days late. On motion

made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 18-544 for a waiver of the \$1,500 late fee assessed against Willis Lavelle Penix, a former member of the Claiborne Parish Police Jury, District 5, for filing his 2016 Tier 3 Annual personal financial disclosure statement 155 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee.

The Board considered a request in Docket No. 18-619 for a waiver of the \$1,500 late fee assessed against Donna Ann Spears, a former member of the Louisiana Developmental Disabilities Council, for filing her 2015 Tier 2.1 Annual personal financial disclosure statement 218 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended \$650 conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board considered a request in Docket No. 18-620 for a waiver of the \$1,500 late fee assessed against Catherine Yvonne L Normand, a member of the St. Landry Parish Tourism Commission, for filing her amended 2015 Tier 2.1 Annual personal financial disclosure statement 244 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$1,500 late fee but suspended the entire late fee conditioned upon future compliance with the reporting requirements under the Code of Governmental Ethics.

The Board considered a request in Docket No. 18-622 for a waiver of the \$1,500 late fee assessed against Delo Hebert, Jr., a member of the Acadia Parish School Board, for filing his 2017

School Board Disclosure Statement 197 days late. On motion made, seconded and unanimously passed, the Board waived the entire late fee, since it was Mr. Hebert's first late filing.

The Board considered a request in Docket No. 18-621 for a waiver of the \$1,800 late fee assessed against Christine Thorpe, employed by Fidelity Institutional Asset Management, for filing her 2017 Retirement Systems Financial Disclosure Statement for last half of the year 18 days late. On motion made, seconded and unanimously passed, the Board waived the entire late fee, since it was Ms. Thorpe's first late filing.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 18-117 for a waiver of the \$500 late fee assessed against Morris W. Reed, a candidate for Judge, Civil District Court, Division J, Orleans Parish, in the October 14, 2017 election, for filing the 10-G campaign finance disclosure report 5 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$500 late fee but suspended the entire late fee conditioned upon future compliance with the Campaign Finance Disclosure Act based upon medical documentation provided by Mr. Reed.

In its capacity as the Supervisory Committee on Campaign Finance Disclosure, the Board considered a request for reconsideration in Docket No. 18-357 for a waiver of the \$440 late fee assessed against David Merlin Duke, a candidate for City Prosecutor, City of Bogalusa, in the November 4, 2014 election, for filing the 2017 Supplemental campaign finance disclosure report 11 days late. On motion made, seconded and unanimously passed, the Board declined to waive the \$440 late fee but suspended \$160 conditioned upon future compliance with the Campaign Finance Disclosure Act and provided payment is made within 30 days. If the payment is not received in 30 days, the full amount becomes due and owing.

The Board unanimously adjourned at 12:23 p.m.

Secretary

APPROVED:

Chairman